IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 12408 of 1994

Between:

Dr. C.Sri Raman, S/o. T.C.Pillay, aged 37 years,

Working as Civil Assistant Surgeon, Primary Health Centre,

Angadi Raichur, Mahabuoobnagar District, R/o. Kodangal,

Mahaboobnagar District.

..... PETITIONER

AND

1.Hindustan Cables Limited (9 Elgin Road) Corporate Office,

Calcutta, represented by its Director (Personnel).

2.Hindustan Cables Limited, Hyderabad, represented by its

Chief Personnel and Administrative Manager.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction particularly in the nature of writ of Mandamus declaring the condition imposed in the Order DP/8000/93/3338, dated 12-06-1993, of the first respondent insofar as it relates to the disqualification of the resigned employees from claiming two additional increments as arbitrary, illegal and in violation of Article 14 of the Constitution of India.

For the Petitioner: MR.M.VIJAY KUMAR, ADVOCATE.

For the Respondents: MR.VEDULA VENKATA RAMANA, ADVOCATE.

The Court Made the Following:

ORAL ORDER:

Heard both sides.

2. The petitioner seeks certain benefits by way of increments after his resignation.

3. The respondents issued a circular, dated 12-06-1993, granting two additional increments subject to certain conditions. However, there is a specific condition that the said extended benefits shall be paid only to those officers who were on the rolls of the company as on the date of issuance of the said circular.

4. It is an admitted fact that the petitioner was not on the rolls as on the date of issuance of the said circular.

5. Having regard to the said fact, I do not find any irrationality in imposing such a condition by the respondents.

6. The writ petition is devoid of merits and is liable to be dismissed.

7. In the result, the writ petition is dismissed. However, there shall be no order as to costs.

02ND JULY 2004 D.S.R.VARMA, J

KRK

To:

1.The Director (Personnel), Hindustan Cables Limited (9 Elgin Road) Corporate Office, Calcutta

2.The Chief Personnel and Administrative Manager, Hindustan Cables Limited, Hyderabad.

3.Two CD copies.

4.One spare.